S.B. CIVIL WRIT PETITION NO.2729/2005

M/s. Mahendra Associates vs. Union of India and others.

Date : 9.5.2005

HON'BLE MR. PRAKASH TATIA, J.

Mr. Ashok Changani, for the petitioner.

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Learned counsel for the petitioner submits that this writ petition is squarely covered by the judgment of this Court delivered in SB Civil Writ Petition NO.957/2004 (M/s. Mahindra Associates vs. Union of India and others) decided on 25.2.2004.

In view of the above, this writ petition is disposed of in terms of the aforesaid judgment and the petitioner is directed to file fresh representation within a period of one month from today and the respondent no.2 (Export Credit Guarantee Corporation of India through General Manager) shall consider and decide the same either way in accordance with law within three months from the date of receipt of representation. If it is found that the petitioner is entitled for any relief in accordance with law, then the same may be given to the petitioner and if the petitioner is not found entitled to the relief sought for, then a brief reasoned order may be passed and the same may be communicated to the petitioner. It is made

clear that if the respondent no.2 feels necessary to hear the petitioner, he should give an opportunity of hearing to the petitioner.

(PRAKASH TATIA), J.

S.Phophaliya